



DERBY CITY COUNCIL

**GENERAL LICENSING COMMITTEE**  
**15 MARCH 2005**

Report of the Director of Corporate Services

## **SEX ESTABLISHMENT LICENCE FEES 2005/06**

### **RECOMMENDATION**

- 1.1 To approve the proposed licence fees for 2005/06 set out in Appendix 2.

### **SUPPORTING INFORMATION**

- 2.1 In October 2004, Licensing and Appeals Committee resolved to approve a new policy and procedure for dealing with and considering sex establishment licence applications.
- 2.2 Because these documents are prescriptive, there is a possibility that the number of hearings required for each application and the number of appeals made to the Magistrates Court could rise.
- 2.3 The aim is that this licensing function is self-financing. In order for the Council to recover the costs involved in dealing with each application, an increase in the licensing fees are required.
- 2.4 The sex establishment licensing fees have not been subject to an inflationary increase for several years. The proposed fees are set at a level to recover the maximum anticipated costs incurred in providing the service. This includes a cost for administration & enforcement, variations, committee hearings and appeals.
- 2.5 At present, the fees for new applications and annual renewal applications are the same. This is currently £755.00. However, the costs involved in dealing with each of these types of applications is different. In order for the fees to reflect these costs, it would be better to set a fee for each type of application and this has been incorporated into the proposed fees at Appendix 2.
- 2.6 For comparison, other Local Authorities fees have been obtained. The cost of a new sex establishment licence issued by Nottingham is £4,500, Leicester £4574, Birmingham £9000, Manchester £5142, Sheffield £5200 and Liverpool £5000. The proposed fees are lower than these local authorities.

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<b>Background papers:</b>	Licensing and Appeals Committee Report 13 October 2004 – Licensing of Sex Establishments: Procedure and Policy
<b>List of Appendices:</b>	Appendix 1 - Implications Appendix 2 - Proposed fees

## IMPLICATIONS

### Financial

1. The proposed fees have been set at a level to recover the expected cost of providing the licensing service.

### Legal

2. The Council may charge reasonable fees for the granting and renewal of licences to cover in whole or part the recoverable costs of administering the licensing function under the Local Government (Miscellaneous Provisions) Act 1982.

### Personnel

3. None directly arising from this report.

### Equalities impact

4. None directly arising from this report.

### Corporate Themes and Priorities

5. Contributes to the Council's key themes of **prosperity for all** and **enhancing the economic vitality of our city to produce more business and jobs**.

## Appendix 2

The following table sets out the revised charges for sex establishment licence fees from April 2005.

<b>Type of Sex Establishment Licence</b>	<b>Proposed Fee for 2005/6</b>
Renewal Application	£1000.00
New Licence Application	£1500.00